THE HONOURABLE SRI JUSTICE J. CHELAMESWAR
AND
THE HONOURABLE SRI JUSTICE D. APPA RAO

WRIT PETITION No.10557 of 2006

Dated: 10.07.2006

Between

M/s. Egwood Boards & Panels (P) Ltd.,
Hyderabad.
Rep. by its Managing Partner,
Mr. Nikhil Gupta.

…Petitioner

And

The Commercial Tax Officer,
Special Commodity Circle,
Hyderabad and another.

…Respondents

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WRIT PETITION No.10557 of 2006

ORDER: ***(Per the Hon'ble Sri Justice J.Chelameswar)***

When the matter is taken up for hearing, it is brought to the notice of this Court by the learned counsel for the petitioner that in an identical issue in W.P.No.8958 of 2006, this Court passed the final order disposing of the writ petition. The operative portion of which, reads as follows:

> "In the facts and circumstances of the case, we deem it appropriate to dispose of the writ petition at the admission stage, directing the 2nd respondent to dispose of the appeal said to have been preferred by the petitioner on 03.02.2006 expeditiously, subject to the condition that the petitioner deposits 12.5% of the disputed tax (as entire liability is disputed by the petitioner), within a period of two weeks from today. For the purpose of computing the abovementioned 12.5% of the tax, the amount, if any, already paid shall be given credit to."

Since the petitioner is one and the same in the present writ petition as well as in the abovementioned writ petition, and the issue is identical except the relevant period in each of the writ petitions, we do not see any useful purpose in keeping the writ petition pending.

Therefore, the writ petition is disposed of at the admission stage with the same direction as granted in the above writ petition.

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Justice J.Chelameswar

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Justice D. Appa Rao

Date: 10.07.2006
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